



1/14/08

PATENT
Attorney Docket No. 05273.0095-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Atsushi OSAKI et al.) Group Art Unit: 1614
Application No.: 10/523,020) Examiner: R. Henley
Filed: February 2, 2005)
For: METHOD FOR TREATING) Confirmation No.: 7467
SEVERE HEART FAILURE AND)
MEDICAMENT THEREFORE)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after a Notice of Allowance but prior to payment of the issue fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p). Further, pursuant to § 1.97(e), each document listed in this Information Disclosure Statement was first cited in a communication from the Russian Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed foreign and non-patent literature documents are attached. English translations of the non-English documents are also enclosed.

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Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 13, 2008

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